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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **FAO(OS) 138/2018, CM Nos. 37232-37233/2018**
M/S ERBAUEN LABS PVT LTD

..... Appellant

Through: Mr. J.P. Sengh, Sr. Adv. with
Ms. Swaty Singh, Mr. Satinder
Mathur, Ms. Amita Sehgal,
Ms. Yaashna Thakran & Ms. Sunaina
Phul, Advs.

versus

ANI TECHNOLOGIES PVT LTD

..... Respondent

Through: Mr. Rajiv Nayar, Sr. Adv. with
Mr. Manish Jha, Mr. Dheeraj Nair &
Mr. Kunal Chaturvedi, Advs.

CORAM:
HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE V. KAMESWAR RAO

ORDER
% **12.09.2018**

CM No. 37233/2018 (for exemption)

Exemption allowed subject to all just exceptions.

Application stands disposed of.

FAO(OS) 138/2018 & CM No. 37232/2018 (for stay)

As the appellant has a remedy under Order 39 Rule 4 CPC to move
the learned Single Bench for vacation / modification of the *ex-parte*
injunction granted vide order dated August 17, 2018 in CS(OS) No.

405/2018, we grant liberty to the appellant to move an application before the learned Single Bench. We are hopeful that the learned Single Bench will take up the application for consideration expeditiously and at an early date.

With the aforesaid directions, the present appeal is disposed of.

CHIEF JUSTICE

V. KAMESWAR RAO, J

SEPTEMBER 12, 2018/ak